

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

MONSANTO COMPANY and  
MONSANTO TECHNOLOGY LLC,  
  
Plaintiffs,  
  
vs.  
  
E.I. DUPONT DE NEMOURS AND  
COMPANY and  
PIONEER HI-BRED INTERNATIONAL,  
INC.,  
  
Defendants.

Case No. 4:09-cv-00686-ERW

### **CONSENT MOTION FOR EXTENSION OF TIME**

Plaintiffs, Monsanto Company and Monsanto Technology LLC (collectively “Monsanto”), respectfully move for an extension of time to and including Tuesday, April 5, 2011, within which Monsanto shall file and serve Monsanto’s Memorandum in Opposition to Defendants’ two summary judgment motions filed on February 18, 2011 (Dkt. # 599 & 610).

In support of this Motion, Monsanto states that the requested extension is not being advanced for purposes of unnecessary delay, and that the requested extension will not impact on the scheduling of this matter. Counsel for Monsanto has conferred with counsel for Defendants, who have consented to the requested extension.

On March 8, 2011, Monsanto filed a motion to extend the date these two summary judgment were deemed to be filed to June 1, 2011, (Dkt. # 648), which would make Monsanto's oppositions due by July 1, 2011. Monsanto still requests the additional continuance sought in that motion, and respectfully requests an extension to April 5, 2011 pursuant to this Motion in the meantime.

Defendants have requested that Monsanto consent to an extension of time to April 5, 2011 within which Defendants shall file and serve their Reply Memorandum in Support of their Fourth Motion to Compel (Dkt. # 622). Monsanto so consents and files this request for extension of time on that reply brief as well on Defendants' behalf.

Dated: March 18, 2011

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 18th day of March, 2011 the foregoing was filed electronically with the Clerk of the Court for the United States District Court Eastern District of Missouri, Eastern Division, and served by operation of that Court's electronic filing system upon the following counsel of record:

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